

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2466 OF 2007

IN

WRIT PETITION NO.6529 OF 2002

Shankar Bhagwat Satpute ... Applicant

V/s.

The President, Co-ordination
Committee, Vidya Mandir, Vairag & Ors. ... Respondents

Ms.Anita Agarwal for Applicant
Mr.S.D. Thokade for Respondent Nos.1 and 2
Mr.S.K. Chinchalikar, AGP, for Respondent No.3
Mr.D.B. Lorikar for Respondent No.4

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **OCTOBER 26, 2007**

P.C.:

. The present petition has been filed against the order of the School Tribunal dismissing the appeal. According to the applicant, the original petitioner, his services were terminated and Respondent No.4 has been appointed. It is submitted on behalf of the applicant that vacancies arise from time to time and in all probability a vacancy has arisen on 1.7.2007 and will arise again in February 2008. The applicant states that he should be given preference and appointed in those vacancies which have already arisen or may arise in future. The application has been opposed by the management by contending that the post will have to be advertised before the applicant can be appointed.

2. Heard parties. The following order would meet the ends of justice:

ORDER

In the event a vacancy has arisen already or vacancies arise in future and they are advertised by the management, the applicant may apply for being appointed to the post. The management will consider the application and the pendency of the present writ petition will not be a hurdle in the way of the applicant to be appointed to the post, if found suitable.

3. Civil application is disposed of accordingly.